FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
APPELLATE SIDE,
NAGPUR BENCH, NAGPUR

CIVIL APPLICATION NO.3390/2007

Natthu s/o Gomaji Bhandekar and others
...Versus...
The State of Maharashtra through the Secretary and others

.....

Office Notes, Memoranda of Coram, appearances, Court's orders or directions : Court's or Judge's orders and Registrar's orders.

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...

(Shri A.V. Bhide & Mrs. A.A. Bhide, Advs. for applicants)
(Shri J.B. Jaiswal, A.G.P. for respondents)

CORAM : A.B. Chaudhari, J.
DATED : 14.09.2007

This is an application for condonation of delay in filing application for restoration of writ petition that was dismissed in default.

For the reasons stated in the application, I am satisfied that there are good and sufficient grounds for condoning the delay in filing application for restoration of writ petition. Delay is, therefore, condoned. Civil Application is allowed.

MISC. CIVIL APPLN. ST. NO.3114/2007

This Misc. Civil Application has been taken out by the applicants for restoration of writ petition that was dismissed in default.

For the reasons stated in the Misc. Civil Application, the same is allowed. Writ Petition is restored to file. Office to proceed.

CIVIL APPLICATION NO.3391/2007

The present civil application is not on board. Taken on board.

This is an application for condonation of delay in bringing legal representatives of deceased petitioner No. 2 on record.

Heard.

The writ petition was admitted by this Court but was not adjudicated on merits because of death of Counsel for petitioners and that fact not being known to the party, delay of about ten years is occurred. I do not think that the matter should go without decision on merits particularly when the writ petition was admitted for final hearing. In view of this, delay of ten years is condoned. Civil Application is allowed.

CIVIL APPLICATION NO.4857/2007

This an application for bringing legal representatives of deceased petitioner No.2 on record. Petitioner No.2 died during pendency of writ petition, which was admitted for final hearing. The writ petition was dismissed because of death of Counsel for petitioners.

In view of this, the present civil application is allowed. Applicants are directed to bring legal representatives of petitioner No.2 on record. Applicants to take necessary steps within a period of two weeks.

Put up for final hearing thereafter.

JUDGE

ssw